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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/623,575	07/22/2003	Koichi Sato	NEG-299 US	6547

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EXAMINER
ROSSOSHEK, YELENA

ART UNIT	PAPER NUMBER
2825	

DATE MAILED: 08/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

AK

Office Action Summary	Application No.	Applicant(s)	
	10/623,575	SATO ET AL.	
	Examiner	Art Unit	
	Helen Rossoshek	2825	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on *22 July 2003*.

2a)☐ This action is **FINAL**. 2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-12* is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1-12* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☒ The drawing(s) filed on *22 July 2003* is/are: a)☒ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)☒ All b)☐ Some * c)☐ None of:

1.☒ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date *07/22/2003*.
4) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ .
5) ☐ Notice of Informal Patent Application (PTO-152)
6) ☐ Other: _____.

DETAILED ACTION

1. This office action is in response to the Application 10/623,575 filed 07/22/2003.

2. Claims 1-12 are pending in the Application.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Ikegami (US Patent 6,782,354) .

The applied reference has a common assignee with the instant application. Based upon the earlier effective U.S. filing date of the reference, it constitutes prior art under 35 U.S.C. 102(e). This rejection under 35 U.S.C. 102(e) might be overcome either by a showing under 37 CFR 1.132 that any invention disclosed but not claimed in the reference was derived from the inventor of this application and is thus not the invention "by another," or by an appropriate showing under 37 CFR 1.131.

With respect to claims 1 and 7 Ikegami teaches an apparatus and method for estimating power consumption within the method and system (col. 2, ll.44-45; col. 3, ll.11-14; col. 9, l.26), comprising: an behavioral synthesis unit to which an algorithm-

level description is input for converting the algorithm-level description to a clock-based description and behavioral synthesis information within model converting tool 13 having a tool of the behavior synthesis tool 12 as shown on the Fig. 2 for converting algorithm description 3 into the clock level model 8 (col. 6, ll.15-18) including GUI controller 41 shown on the Fig. 4 to obtain the correspondence relationships between plurality of registers 34 and plurality of memories 35 (col. 7, ll.40-48) wherein the data is behavioral synthesis information such as a register value R and status position value S stored in the tables 23 and 24 shown on the Figs. 3 and 4 (col. 7, ll.49-57); and a clock-based simulation unit to which the clock-based description and behavioral synthesis information are input for executing a clock-based simulation and calculating a power consumption factor of a storage element based upon both the clock-based description and behavioral synthesis information within clock base simulator 14 shown on the Fig. 2, which obtains the data from the clock level model 8 including the data as behavioral synthesis information such as a register value R and status position value S stored in the tables 23 and 24 (col. 6, ll.63-67; Figs. 3 and 4), wherein during the clock level verification process (col. 8, l.37) the precise estimation of power consumption is performed (col. 9, l.24).

With respect to claims 2-6 and 8-12 Ikegami teaches:

Claims 2 and 8: the power consumption factor of the storage element is calculated by discriminating the type of the storage element using the behavioral synthesis information in regard to an array-variable part since the data variable/register/status (behavioral synthesis information) is input for the clock

verification process including the power consumption performance (col. 9, l.24), wherein the data variable/register/status is generated by algorithm description 3 shown on the Fig. 2 and stored in the tables 23 and 24 (col. 6, ll.63-67; Figs. 3 and 4), wherein this data is represented as sets of variables shown on the Figs. 5, 6, 9 and 10 (col. 9, ll.37-45, 49-51);

Claims 3 and 9: the power consumption factor is toggle rate and/or transition probability within scheduling the functions, obtained from algorithm description 3 (Fig. 2), and based on clocks in units of groups of allowable status transitions of variables related to the algorithm description model (col. 2, ll.55-63);

Claims 4 and 10: the power consumption factor is toggle rate and/or transition probability within controllers 36 and calculation operation transition 38 shown on the Fig. 4, wherein finite state machine (FSM) 21 shown on the Fig. 3 controlling state transitions of plurality of registers resources and memories resources (col. 7, ll.40-48; col. 6, ll.59-62; col.7, ll.32-37);

Claims 5 and 11: correspondence between RT variable names and gates is assumed from the behavioral synthesis information, and toggle rates and/or transition probabilities are set in gate circuits, thereafter the toggle rates and/or transition probabilities of all gate circuits being calculated within the data variable/register/status is generated by algorithm description 3 shown on the Fig. 2 and wherein the data is behavioral synthesis information such as a register value R and status position value S stored in the tables 23 and 24 shown on the Figs. 3 and 4 (col. 7, ll.49-57) within the

capability of the technique to switch between the simulation in a gate level model and the simulation in an electronic circuit (register, memory) level model (col. 2, ll.5-7);

Claims 6 and 12: a gated clock is provided, the toggle rate and/or transition probability of a clock are made the same as the write probability with respect to a storage element since the terminals of the gates circuit correspond to the terminals of the electronic circuits (col. 2, ll.8-9).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Helen Rossoshek whose telephone number is 571-272-1905. The examiner can normally be reached on 7:00-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew S. Smith can be reached on 571-272-1907. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A. M. Thompson
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Technology Center 2800

Examiner Helen Rossoshek
AU 2825